

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 41552
Reed, John C. : Confirmation Number: 2174
Application No.: 10/030,497 : Group Art Unit: 1643
Filed: June 27, 2002 : Examiner: Sang, Hong
For: A Method for Determining the Prognosis of Cancer Patients by Measuring Levels of BAG Expression

Declaration Pursuant to 37 C.F.R. § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

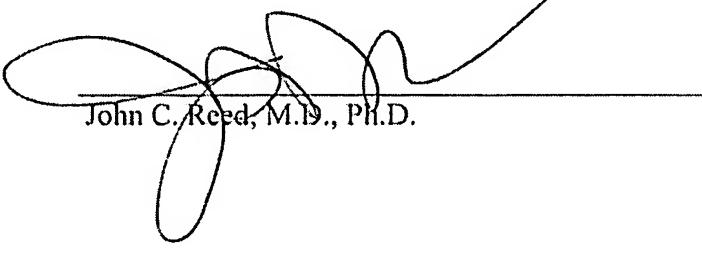
Sir:

I, John C. Reed, declare as follows:

- 1) I am the John C. Reed who is named as the inventor of the above-identified patent application.
- 2) I understand that the claims stand rejected as allegedly obvious over Froesch et al., Proceeding of the American Association for Cancer Research, Annual Meeting, 89:13 (March 1998), in view of Takayama et al., Cancer Res. 58:3116-3131 (1998), Noordzij et al., J. Urology, 158:1880-1885 (1997), and Sano et al., U.S. Patent No. 5,665,539.
- 3) I, John C. Reed, am a co-author of Takayama et al., *supra* which describes my own work. The remaining co-authors of Takayama et al., Shinichi Takayama, Stanislaw Krajewski, Maryla Krajewska, Shinichi Kitada, Juan M. Zapata, Kristine Kochel, Deborah Knee, Dominic Scudiero, Gabriella Todor, Gary J. Miller, Toshiyuki Miyashita and Masao Yamada, worked under my direction and supervision. I, John C. Reed, am the sole inventor of the invention as claimed and any disclosure of the claimed invention in Takayama et al.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that any such willful false statement may jeopardize the validity of the application or any patent issued thereon.

6/26/09
Date


John C. Reed, M.D., Ph.D.